



CITY OF BEAVERTON
Community Development Department
Development Services Division
4755 SW Griffith Drive
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www.ci.beaverton.or.us

TYPE 4 NOTICE OF PROPOSED ORDINANCE ACTION

Date of Notice: January 6, 2005

Case File No./Project Name: TA2004-0010 (Utility Undergrounding
Section 60.65 Text Amendment)

Public Hearing Date: February 9, 2005

Hearing Location and Time: City Council Chambers, First Floor, Beaverton City
Hall, 4755 SW Griffith Drive beginning at 6:30 p.m.

Summary of Application: The City of Beaverton proposes a Text Amendment
to Section 60.65 *Utility Undergrounding* and Section 40.95 *Variance* of the City's
Development Code which would provide an opportunity to exempt previously voter
approved Washington County MSTIP 1, 2, 3A, and 3B funded road improvements
from undergrounding overhead utilities which are currently required to be placed
underground by the Code.

Initial Recommendation: Planning Commission

Final Decision-Making Authority: City Council

Applicable Location: Citywide

Applicable Development Code Approval Criteria: Section 40.85.15.1.C.1-7

Staff Planner: Tyler Ryerson, Associate Planner **Phone Number:** 503-526-2520

Facilities Review Committee Meeting Date: January 19, 2005

The Facilities Review Committee is not a decision-making body, but advises the Director on a project's conformity to the technical criteria specified in Section 40.03 of the Beaverton Development Code. The Committee then forwards a recommendation to the Director on the text amendment application. The Director will include the Committee's recommendation in the staff report to the decision-making authority.

Due Date for Written Comments to be Addressed in Staff Report: January 28, 2005

Please reference the Case File Number and Project Name in your written comments. Mailed written comments should be sent to the attention of the Development Services Division, PO Box 4755, Beaverton, OR 97076. Written comments submitted in person should be delivered to the Development Services Division, 2nd Floor, Beaverton City Hall, 4755 SW Griffith Drive. If you decide to submit written comments or exhibits before the public hearing, Section 50.58 of the Beaverton Development Code requires that the written comments or exhibits be received at the City no later than 4:30 p.m. on the day of the scheduled hearing. You may also submit written comments or exhibits at the public hearing. In all cases, all submittals prior to or at the hearing

that are more than two (2) letter size pages must include no fewer than ten (10) complete copies of the materials being submitted.

You are receiving this notice to advise you of a proposed ordinance action. Section 50.50.2 of the Beaverton Development Code requires the City to provide written notice of a proposed ordinance action to the applicant, affected Neighborhood Association Committees (NACs), and other interested parties.

Staff reports are available for inspection at no cost a minimum of seven (7) calendar days before the public hearing. A copy of the staff report will be provided at reasonable cost. Inspection or purchase of the staff report occurs at the Development Services Division Planning Counter located on the 2nd floor of Beaverton City Hall, 4755 SW Griffith Drive. Office hours are 8:00 a.m. to 4:30 p.m. Monday through Friday. A copy of the staff report may also be viewed on-line at http://www.ci.beaverton.or.us/departments/CDD/CDD_dev_projects.html.

Failure to raise an issue in a hearing, by testifying in person or by letter, or failure to provide statements or evidence with sufficient specificity to afford the decision-making authority an opportunity to respond to such issue, may preclude appeal to the Land Use Board of Appeals on that issue.

Pursuant to Section 50.58 of the Beaverton Development Code, written comments or exhibits submitted prior to the hearing to be submitted by staff at the hearing must be received by the Director no later than 4:30 p.m. on the day of the scheduled hearing. All submittals that are more than two (2) letter size pages must include no fewer than ten (10) complete copies of the materials being submitted. The public hearing will be conducted in accordance with adopted rules of procedure.

THIS INFORMATION IS AVAILABLE IN LARGE PRINT OR AUDIO TAPE UPON REQUEST. IN ADDITION, ASSISTED LISTENING DEVICES, SIGN LANGUAGE INTERPRETERS, OR QUALIFIED BILINGUAL INTERPRETERS WILL BE MADE AVAILABLE AT ANY PUBLIC MEETING OR PROGRAM WITH 72 HOURS ADVANCE NOTICE. TO REQUEST THESE SERVICES, PLEASE CALL 526-2222/VOICE/TDD.